IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO.491 OF 2006
WITH
CIVIL APPLICATION NO.1261 OF 2006

Dattu Kalu Dalvi ..Appellant

V/s.

Pandurang Hari Rajaram and others ..Respondents

Mr.M.R.Suryavanshi, advocate for the appellant

Coram : D.G.Karnik, J

Date : 9th November, 2006

P.C.

1. Heard learned counsel for the appellant.

2. This Second Appeal is filed by the original defendant. The Trial Court as well as Lower Appellate Court have concurrently held that the respondents had to proved their title to the suit property as their ancestral property. The defence of the defendant that he had perfected his title to the suit property by adverse possession has been rejected by both the Courts. There are possible findings of fact. No substantial question of Law arises. In the circumstances there is no merit in the Second Appeal. Hence, it is hereby dismissed

summarily.

(D.G.Karnik, J.)